This Page Is Inserted by IFW Operations and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

As rescanning documents will not correct images, please do not report the images to the Image Problem Mailbox.

Declaration and Power of Attorney For Patent Application

特許出願宣言書及び委任状

Japanese Language Declaration

日本語宣言書

| 下記の氏名の発明者として、私は以下の通り置言します。 | As a below named inventor, I hereby declare that: |
|--|---|
| | |
| 私の住所、私警笛、国籍は下記の私の氏名の後に記載され た通りです。 | My residence, post office address and citizenship are as stated next to my name. |
| | |
| 下記の名称の発明に関して請求範囲に記載され、特許出題 | I believe I am the original, first and sole inventor (if only one name |
| している発明内容について、私が最初かつ唯一の発明者 (下 記の氏名が一つの場合) もしくは最初かつ共同発明者である | is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and |
| と (下記の名称が複数の場合) 信じています。 | for which a patent is sought on the invention entitled |
| | ENDOSCOPE APPARATUS |
| | |
| | |
| 上記発明の明細暦 (下記の欄でx印がついていない場合は、 本当に系付) は、 | the specification of which is attached hereto unless the following box is checked: |
| □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ | was filed on |
| 国際出類番号をとし、 (数当十る場合)とに訂正されました。 | as United States Application Number or PCT International Application Number |
| | and was amended on (if applicable). |
| | |
| 私は、特許請求範囲を含む上記訂正後の明細書を検討し、 | I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as |
| 内容を理解していることをここに表明します。 | amandad by any amendment referred to above. |
| | |
| 社は、運邦規則法典第37編第1条56項に定義されると もの、特殊ではのと無について重要を標準を開発する。 | I acknowledge the duty to disclose information which is material to patentability as defined in Title 37. Code of Federal Regulations. |
| おり、特許資格の有無について重要な情報を開示する契務が あることを認めます。 | Section 1.58. |
| | |

Page 1 of 4

Burden Hour Statement: This form is estimated to take 9.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 2023: DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner of Patents and Trademarks, Washington, DC 20231.

Japanese Language Declaration (日本語宣言書)

私は、米国法典第35編119条(a)-(d) 項又は365条(b) 項に基ぎ下記の、米国以外の国の少なくとも一ヵ国を指定している特許協力条約365(a) 項に基ずく国際出願、又は外国での特許出願もしくは発明者証の出願についての外国優先権をここに主張するとともに、優先権を主張している、本出願の前に出願された特許または発明者証の外国出願を以下に、枠内をマークすることで、示しています。

Prior Foreign Application(s)

外国での先行出版

| 2002-126727 | JAPAN |
|-------------|-----------|
| (Number) | (Country) |
| (番号) | (国名) |
| 2002–151375 | JAPAN |
| (Number) | (Country) |
| (番号) | (国名) |

I hereby claim foreign priority under Title 35. United States Code. Section 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Not Claimed 優先権主張なし

| 26/4/2002 | | <u> </u> | |
|-----------------------------------|----|----------|------|
| (Day/Month/Year Filed) | | | 23.1 |
| (出類年月日) 24/5/2002 | ٠. | ·. · | |
| (Day/Month/Year Filed) (出額年月日) | | | 25 |

X See attached list for additional prior foreign applications

私は、第3.5 編米国法典 1.1°9 条 (e) 項に基いて下記の米 国特許出顧規定に記載された権利をここに主張いたします。

I hereby claim the benefit under Title 35. United States Code. Section 119(e) of any United States provisional application(s) listed below.

(Application No) (Filing Date) (出額番号) (出額日) (Application No.) (Filing Date) (出額日)

私は、下記の米国法與第35編120条に基いて下記の米 国特許出願に記載された権利。又は米国を指定している特許 協力条約365条(c)に基ずく権利をここに主張します。ま た、本出顧の各請求範囲の内容が米国法典第35編112条 第1項又は特許協力条約で規定された方法で先行する米国特 許出顧に開示されていない限り、その先行米国出願書提出日 以降で本出願書の日本国内または特許協力条約国際提出日ま ての期間中に入手された、運邦規則法典第37編1条56項 で定義された特許資格の有無に関する重要な情報について別 示義務があることを認識しています。 I hereby claim the benefit under Title 35, United States Code. Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code Section 112. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations. Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of application.

(Application No.) (Filing Date)
(出願番号) (出願日)

(Application No.) (Filing Date)
(出願番号) (出願日)

(現化:特許許可済、係属中、放棄済)
(Status Patented Pending Abandoned)

(Status Patented, Pending, Abandoned)

(現況: 特許許可济、係属中、放薬済)

私は、私自身の知識に基すいて本宣言書中で私が行なう表明が真実であり、かつ私の入手した情報と私の信じるところに基すく表明が全て真実であると信じていること、さらに故意になされた虚偽の表明及びそれと同等の行為は米国法典第18編第1001条に基すぎ、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による优勢ので門を行なえば、出顧した、又は既に許可された特許の行馬低い失われることを認識し、よってここによ記のごとく宣誓を致します。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

List for additional prior foreign applications

| | | | Priority 優先権の主 | |
|---------------------------------|----------------------------|---|-------------------|-----------|
| 2002-344216 | JAPAN | 27/11/2002 | x | |
| (Number) (番号) 2002-364204 | (Country) (国名) JAPAN | (Day/Month/Year Filed) (出題年月日) 16/12/2002 | Yes | No ppi |
| (Number) (番号) 2002-364205 | (Country) (国名) JAPAN | (Day/Month/Year Filed) (出願年月日) 16/12/2002 | Yes ដូព | No ppi |
| (Number) (番号) | (Country) (国名) | (Day/Month/Year Filed) (出願年月日) | עב Yes ∦ע | No Nhż |
| 2002=365730 | JAPAN | 17/12/2002 | x | |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (番号) | (国名) | (出願年月日) | ∦lı | Nuz |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (番号) | (国名) | (出願年月日) | ∦\\ | ppi |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (番号) | (国名) | (出願年月日) | | Whi |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (番号) | (国名) | (出願年月日) | #\ | No |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (番号) | (图名) | (出願年月日) | | Whi |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| (番号) | (图名) | (出簾年月日) | | Whi |

Japanese Language Declaration

(日本語宣言書)

(See attachment for additional attorneys and req. nos.)

委任民: 私は下記の発明者として、本出類に関する一切の 手続きを米特許斯據局に対して遂行する弁理士または代理人 として、下記の者を指名いたします。(弁護士、または代理 人の氏名及び登録番号を明記のこと) POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark. Office connected therewith (list name and registration number)

Paul J. Esatto, Jr., Reg. No. 30,749

書籍送付先

Send Correspondence to: Paul J. Esatto, Jr. Scully, Scott, Murphy & Presser 400 Garden City Plaza Garden City, New York 11530

(Supply similar information and signature for third and subsequent

直接電話運絡先: (名前及び電話番号)

Direct Telephone Calls to: (name and telephone number)

Paul J. Esatto, Jr. (516) 742-4343

| 唯一または第一発明者名 | Full name of sole or first inventor Koji YAMAYA |
|-------------|--|
| 発明者の署名 日付 | Inventor's signature Date Nov. 12, 2003 |
| 住所 | Residence Hachioji-shi, Tokyo, Japan |
| 国万 | Citizenship Japan |
| 私書篇 | Post Office Address c/o Intellectual Property Department |
| | Olympus Corporation 2-3, Kuboyama-cho, Hachioji-shi, Tokyo, Japan |
| 第二共同発明者 | Fuil name of second joint inventor, if any Haruhiko UENO |
| 第二共同発明者 日付 | Second inventor's signature Date Nov. 17. 2003 |
| 生所 | Residence Hachioji-shi, Tokyo, Japan |
| 国 存 | Citizenship Japan |
| 私書箱 | Post Office Address c/o Intellectual Property Department |
| | Olympus Corporation 2—3, Kuboyama—cho, Hachioji—shi, Tokyo, Japan |

(第三以降の共同発明者についても同様に記載し、署名をす

joint inventors.)

ること)

| Please type | a | plus | sign | (+) | inside | lhis | box | -> | |
|-------------|---|------|------|-----|--------|------|-----|----|--|
|-------------|---|------|------|-----|--------|------|-----|----|--|

| PT | O/58/02C | (3-97 |
|----|----------|-------|
| | CAMPINE | |

PTO/SB/02C (3-97)

Approved for use through 9/30/98. OMB 0651-0032

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION

REGISTERED PRACTITIONER INFORMATION (Supplemental Sheet)

| | | (Supplemental | Sneet) |
|---|--|---------------|------------------------|
| Name | Registration Number | Name | Registration Number |
| Leopold Presser William C. Roch Kenneth L. King Frank S. DiGiglio John S. Sensny | 19,827 24,972 24,223 31,346 28,757 | | |
| Mark J. Cohen Richard L. Catania Steven Fischman Edward W. Grolz Peter I. Bernstein Thomas Spinelli | 32,211 32,608 34,594 33,705 43,497 39,533 | | |
| | • | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

| · | |
|-----------------|--|
| 第三共同発明者 | Full name of third joint inventor, if any KOji NAKAMOTO |
| 第三発明者の署名 日付 | Third inventor's signature Date Low Nakamoto Nov. 12, 2003 |
| 住所 | Residence Hachioji-shi, Tokyo, Japan |
| | Citizenship Japan |
| 私書箱 | Post Office Address c/o Intellectual Property Department |
| | Olympus Corporation 2-3, Kuboyama-cho, Hachioji-shi, Tokyo, Japan |
| 第四共同発明者 | Full name of fourth joint inventor, if any Hisao YABE |
| 第四発明者の署名 日付 | Fourth inventor's signature Date Nov.12.2003 |
| 住所 | Residence / Hachioji-shi, Tokyo, Japan |
| | Citizenship Japan |
| 私書稿 | Post Office Address c/o Intellectual Property Department |
| | Olympus Corporation 2-3, Kuboyamacho, Hachioji-shi, Tokyo, Japan |
| 第五共同発明者 | Full name of fifth joint inventor, if any |
| 第五発明者の署名 日付 | Fifth inventor's signature Date |
| 住所 | Residence |
| 国籍 | Citizenship |
| 私書箱 | Post Office Address |
| | |
| 第六共同発明者 | Full name of sixth joint inventor, if any |
| 第六発明者の著名 日付 | Sixth inventor's signature Date |
| | Residence |
| 住所 | Nesidente |
| 住所 国等 | Citizenship |
| | |